BILL NO. X- 77-05-23

ANNEXATION ORDINANCE NO. X-_____

An ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:

Beginning at the intersection of the north right-of-way line of Interstate 69; and the west right-of-way line of the Penn Central Railroad Company's right-of-way in the southwest ¼ of Section 14, Township 31 North, Range 12 East, thence north along said west railroad right-of-way line to the north right-of-way line of Ludwig Road, thence west along said right-of-way line to the east line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61 in the office of the Recorder, Allen County, Indiana, thence north along the east property line of said Lots #4 and #3 to the northeast corner of Lot #3 in Dreyer's Subdivision, thence west along the northern property line of Lot #3 to the east property line of Lot #7 in Dreyer's Subdivision, thence north along the east line of Lot #7 to the northeast corner of said lot, thence west along the northern property line of Lot #7 to the east right-of-way line of State Road #3, thence southeasterly along said road right-of-way to the south right-of-way line of Ludwig Road, thence west along the south right-of-way line of Ludwig Road to the east right-of-way line of the Penn Central Railroad Company located in Section 15, Township 31 North, Range 12 East, thence south along the east right-of-way line of said railroad to the south right-of-way line of Washington Center Road, thence east along said right-of-way line to a point on said right-of-way projected from the west right-of-way line of Sharon Drive, thence north along the west right-of-way line of said drive, to a point projected westerly from the northern property line of Rodenbeck's 7th Addition, thence east along the said northern property line to the east right-of-way line of Rodenbeck Drive, thence north along said east right-of-way line 39 feet to the northwest corner of Lot #117 in Rodenbeck's 7th Addition, thence east along the north property line of Lot #117 to the east property line of said Addition, thence south along the east line of said Addition to the north right-of-way line of Interstate 69, thence in a northeasterly direction along the north right-of-way line of said Interstate to the point of beginning.

The above described area containing approximately 493 acres.

APPROVED AS TO FORM
AND LEGALITY,_____
CITY ATTORNEY

SECTION 2. It is the policy of the City of Fort Wayne to furnish the above described territory within a period of three (3) years, governmental and proprietary services substantially equivalent in standard and scope to the governmental and proprietary services furnished by the annexing city to other areas of the city which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 3. Governmental and proprietary services which will be provided to the described territory are outlined in the fiscal plan for the territory developed by the Department of Community Development and Planning, which plan was examined, approved and adopted by the Common Council prior to the passage of this Ordinance.

SECTION 4. Said described territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana 1974.

SECTION 5. This Ordinance shall be in full force and effect after its passage, approval by the Mayor and sixty days after final publication thereof as required by law.

Councilman

Read the first time in full and on motion by Stier, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Annexation and the City Plan Commission for recommendation ~~(and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19__, at _____ o'clock _____ M., E.S.T.~~

DATE: 5-10-77

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	7	2			
BURNS	X				
HINGA	X				
HUNTER	X				
MOSES	X				
NUCKOLS		X			
SCHMIDT, D.	X				
SCHMIDT, V.	X				
STIER		X			
TALARICO	X				

DATE: 2-13-79

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ZONING MAP) (GENERAL~~) (ANNEXATION) ~~(SPECIAL) (APPROPRIATION)~~ ORDINANCE (~~RESOLUTION)~~ No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Winfield C. Moses Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P. M., E.S.T.

Robert E. Armstrong
MAYOR

Bill No. X-77-05-23 (as amended) AS AMENDED

REPORT OF THE COMMITTEE ON ANNEXATION

We, your Committee on Annexation to whom was referred an Ordinance annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3 Effective March 6, 1979

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS. (as amended)

JAMES S. STIER - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN — William T. Hinga

VIVIAN G. SCHMIDT — Vivian G. Schmidt

JOHN NUCKOLS

SAMUEL J. TALARICO — Samuel J. Talarico

2-13-79
DATE CHARLES W. WESTERMAN, CITY CLERK

Bill No. X-77-05-23 (as amended)

REPORT OF THE COMMITTEE ON ANNEXATION

We, your Committee on Annexation to whom was referred an Ordinance AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance _____ PASS.

JAMES S. STIER - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JOHN NUCKOLS

DONALD J. SCHMIDT

BILL NO. X-77-05-23 (as amended).

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979 , to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lots #4 and #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annexation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

_____
Councilperson

APPROVED AS TO FORM:

_____
Clifford E. Simon, Jr., Associate City Attorney

3

Admn. Appr._____

DIGEST SHEET

(as amended)

X-77-05-23

TITLE OF ORDINANCE Annexation

DEPARTMENT REQUESTING ORDINANCE Community Development Planning - Division of Long Range Planning and Zoning

SYNOPSIS OF ORDINANCE Ordinance annexing certain territory to the City of Fort Wayne

EFFECT OF PASSAGE To be explained after City Plan Commission develops written report on proposed area.

EFFECT OF NON-PASSAGE To be explained after City Plan Commission develops written report on proposed area.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) To be explained after City Plan Commission develops written report on proposed area.

ASSIGNED TO COMMITTEE (J.N.) [illegible]

R E S O L U T I O N

of the

CITY PLAN COMMISSION

GIVEN the considerable staff time spent on the Oakbrook Park annexation ordinance; and,

GIVEN the residents' agreement to the timing and other details of the annexation proposal; and,

GIVEN the need of the City of Fort Wayne to have the Oakbrook residents counted in the 1980 Census for financial remuneration to the City and to maintain the City population;

The Plan Commission urges Common Council to pass the Oakbrook Ordinance effective March 15, 1979, as agreed to by the residents, the Plan Commission staff and their attorneys.

This resolution was passed unanimously by those present, November 27, 1978.

Luben Lazoff, Secretary

Certified and signed this 27th day of November, 1978.

R E S O L U T I O N

of the

CITY PLAN COMMISSION

WHEREAS, the City Plan Commission reviewed proposed annexation ordinance Bill No. X-77-05-23, and fiscal plan on November 27, 1978;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that the advantages to the City should outweigh the disadvantage in that the City should continue to realize a normal and active growth. This annexation will be in the best interest of and a benefit to the area involved and of and to the City; and the annexation will not be detrimental to and does not conflict with the overall city plan;

GIVEN the considerable staff time spent on the Ludwig Park Annexation Ordinance; and,

GIVEN the residents' agreement to the timing and other details of the annexation proposal; and,

GIVEN the need of the City of Fort Wayne to have the Ludwig residents counted in the 1980 Census for financial remuneration to the City and to maintain the City population;

The Plan Commission urges Common Council to pass the Ludwig Park Ordinance effective March 6, 1979 and as amended, as agreed to by the residents, the Plan Commission staff and their attorneys.

BE IT FURTHER RESOLVED that the City Plan Commission proposes March 6, 1979 as the effective date for Bill No. X-77-05-23 as amended;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This resolution was passed unanimously by those present November 27, 1978.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 27, 1978.

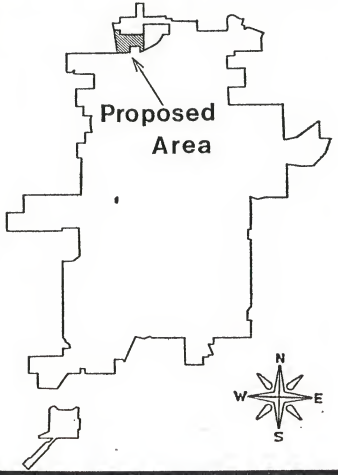
Luben Lazoff, Secretary

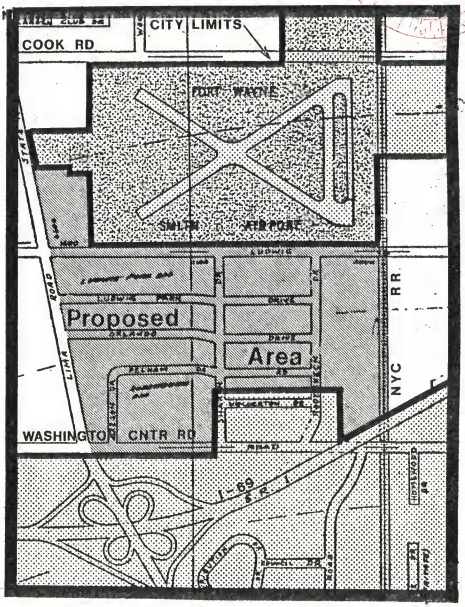
Certified and signed this 27th day of November, 1978.

LUDWIG PARK ANNEXATION
REVISED 11-27-78

RECEIVED
NOV 28 1978
CITY CLERK
FT. WAYNE, IND.

Bill No. 77-05-23
Ordinance No. _____
Effective Date _____





The City of Fort Wayne, Indiana - Community Development & Planning

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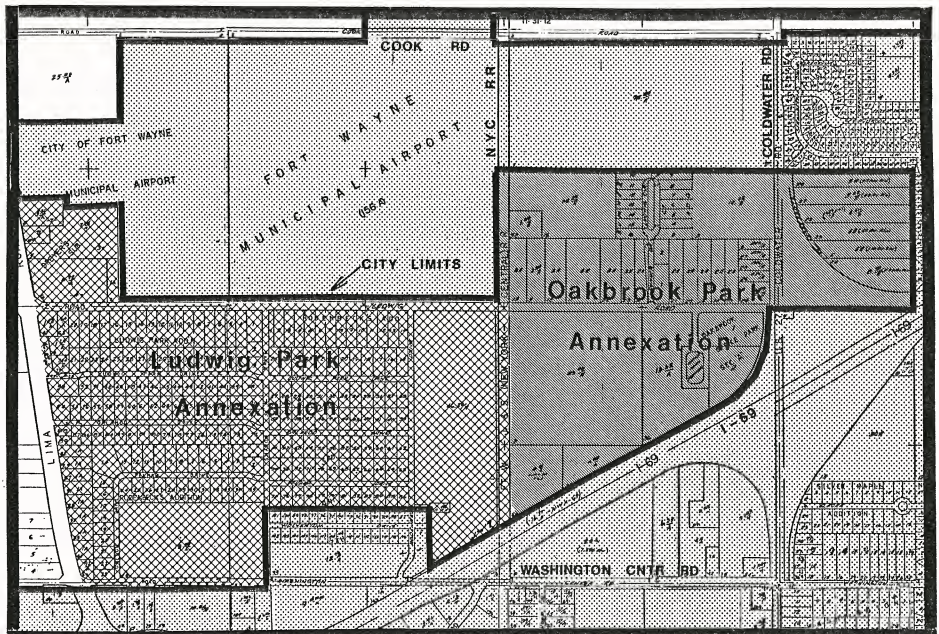
INTRODUCTION

The Ludwig Park area is north of Fort Wayne in Washington Township. The area borders the City on its north and south sides. The land east of the Ludwig Park area is a residential development named Oakbrook Park. The Ludwig Park area meets the necessary Indiana criteria for annexation by being at least one-eighth contiguous to the corporate limits. It also fulfills the established criteria of sixty percent subdivided. In addition, the City of Fort Wayne has developed the necessary fiscal plan for the area as required by the Indiana Statutes.

The City Plan Commission has adopted an adjacent growth strategy in regards to future development. Growth adjacent to the corporate limits provides greater ease and efficiency in planning the services needed for development, such as utilities. Ludwig Park is ideal for adjacent future development of Fort Wayne since its boundaries are contiguous (64%) to the City on the north and south sides. In viewing the adjacent map, it becomes apparent that if Oakbrook Park is annexed, the Ludwig Park area will become a county penninsula within the City Limits if it is not annexed.

In summary, the Ludwig Park area would be a logical extension of Fort Wayne for its future development. The area would enhance the adopted adjacent growth strategy since the area has room to develop, being 28% underdeveloped. The following report describes the area, sets forth a municipal service plan, summarizes the financial impact of annexation upon the City, and recommends a course of action.

MAP I


COOK RD
CITY OF FORT WAYNE
MUNICIPAL AIRPORT
FORT WAYNE MUNICIPAL AIRPORT
NYC RR
COLDWATER RD
CITY LIMITS
Oakbrook Park
Annexation
Ludwig Park
Annexation
LIMA
I-69
I-69
WASHINGTON CNTR RD

BASIC DATA

1. LOCATION

Generally located north of Fort Wayne in Washington Township as follows:

South of Smith Airport, East of Lima Road, North of Washington Center Road, and West of New York Central Railroad.

2. SIZE

The area encompasses approximately 266 acres or .415 square miles.

3. POPULATION/DENSITY

According to the 1970 Census of Housing* there are 3.52 persons per housing unit for this area. With 199 dwelling units in the area, an estimated 700 people live in the Ludwig Park annexation area.

4. BUILDINGS

Type	Number	Condition
Commercial	1	Fair
Residential	199	Excellent-Good
Public	1	Excellent

*1970 Census of Housing, Block Statistics; Bureau of Census, U.S. Department of Commerce, September 1971

5. ZONING

Presently, 97% of the 256.31** acres of land located within the area is classified, as RS-1 Suburban Residential, under the zoning laws of the county. Upon annexation, the land will be in the territorial jurisdiction of the City Plan Commission and will automatically become classified with the corresponding city zoning district R-1, Single Family Residence. There remains 3% (7.68 acres) zoned RS-2, Multiple Family, that will automatically become classified R-3, Multiple Family Residence, once the area is annexed into the City.

6. LAND USE

Type	Acres	Percent
Agricultural or vacant	76	28%
Residential	160.38	60%
Public or Semi-Public	18.45	7%
Commercial	1.48	1%
Streets	9.69	4%
	266	100%

**Additional 9.69 acres in streets and roads.

7. PLANNING

At this time twenty-eight percent (28%) of the Ludwig Park area is undeveloped. The Allen County Comprehensive Plan considers this area as suburban residential in its 1990 Land Use Plan*. Thus Ludwig Park is expected to absorb some of the urban growth likely in Allen County and is appropriate for such growth.

Ludwig Park is already contiguous to the City on its north and south sides, and with the proposed annexation of Oakbrook Park, would be roughly 75% contiguous to the City. Therefore, it is appropriate for adjacent urban growth. Such growth allows for the more efficient planning and delivery of urban services and minimizes the problems of scattered growth. The concept has been adopted by the County and City Plan Commissions. Annexation, then, furnishes the means for providing necessary services to the area.

Access to Ludwig Park is already easily available. Lima Road is a main artery and Washington Center Road could eventually become a major artery. Like Washington Center Road, Ludwig Road also provides access from either Lima Road or Coldwater. No major improvements are needed or planned; although Washington Center Road is proposed in the 1990 Transportation Plan as a major arterial**.

Sanitary sewers are needed in the Ludwig Park area. Annexation would allow residents to use the Barrett Law to pay for the sewers. In many instances this is a significant advantage to the homeowner, since they would then be able to pay for the sewers over a ten (10) year period at six percent (6%) interest. Utility extension would eliminate pollution problems and substantially enhance the quality of the area.

---

* Allen County Plan Commission, Allen County Comprehensive Plan, 1990 Land Use Map, May 1976

** Northeastern Indiana Regional Coordinating Council, Fort Wayne, New Haven, Allen County Transportation Study for 1990.

MUNICIPAL SERVICES

State law requires that within three (3) years of annexation the City provides the annexed area with "governmental and proprietary services substantially equivalent in standard and scope" to the services provided similar areas in the City. (I.C. 18-5-10-25(c)). This report contains a fiscal plan for doing so.

In 1970 the Fort Wayne City Council adopted Resolution No. R-83-70 (Bill No. R-70-07-24) that set forth a policy for providing services to newly annexed areas. This plan follows the directives of Resolution R-83-70 while conforming to existing laws, rules and regulations.

Municipal services are analyzed in terms of the needs of the Ludwig Park annexation area and the costs of providing the services to the area. As required by Indiana law, services will be provided in a manner that treats the Ludwig Park area the same way as similar areas in the City are treated. Services will be at City standard, and, where necessary for items such as new street lighting, the standard service provision process will be used just as it is used elsewhere in the City of Fort Wayne.

The City of Fort Wayne will provide police and fire protection, emergency medical service, traffic control, solid waste collection, and street and road maintenance immediately upon annexation. Street lighting and street construction will be provided in accordance with the standard processes of the City, which can include resident petitioning and financial participation as well as the routine capital improvement procedures of the City. The water, sewer and drainage services of the Fort Wayne City Utilities will be made available to the area in conformance with relevant State law and Utility policies. The Park facilities of the City will be available to residents with park development in the area contingent upon the park planning standards and methods used throughout the community. The specifics of implementing these services in the Ludwig Park annexation area are presented in the following reports.

1. Police

The Fort Wayne Police Department will become responsible for servicing the Ludwig Park area immediately upon annexation. This service generally includes the prevention and detection of criminal activity, the apprehension of criminal offenders, assistance for those who cannot care for themselves or who are in danger of physical harm, the resolution of day to day conflicts among family, friends, and neighbors, and the creation and maintenance of a feeling of security in the community. The Police Department is also involved in legal work such as participation in court proceedings and protection of constitutional guarantees. Furthermore it is responsible for the control of traffic and the promotion and preservation of civil order.

At the present time, the department has 1.688 sworm policemen per 1000 population. With an estimated 700 people in Ludwig Park, 1.1816 additional police officers and .12579 communications personnel will be needed. The cost of additional equipment needed to support this area is also computed on a per capita basis. The table below summarizes the types

of additions needed and their cost:

Account Name	Cost
.4 of a vehicle (veh., gas, parts, etc.)	$ 4,200
.4 of a portable radio (capital cost)	540
1.1816 police officers	17,631
.0850 of a civilian	714
.1258 of a communication officer	1,877
Maintenance of communication equipment	216
TOTAL	$25,179*

The Police Department must keep tabulations on the percentage of personnel and equipment necessary for the annexation. The Chief of Police will study the manpower allocation in the department and after evaluating all the parameters assign additional help where the new requirements demand it.

Funding for police services will come from local taxes, although any funds allocated to the General Fund can be used.

2. Fire

The Fort Wayne Fire Department will provide immediate service to the Ludwig Park area upon annexation. The services provided are the suppression of fire, fire prevention education, and fire inspections of churches and all commercial establishments.

The Fire Department will respond with fire-fighting equipment, materials and personnel to the proposed annexation area as it responds to similar locations within the city.

This annexation would not require additional personnel, equipment, nor fire stations. The only costs would be operating costs as listed below:

Annual Operating Cost**: $306

The source for funding for the Fire Department services is the General Fund.

The Fort Wayne Fire Department at this time provides service to the area immediately north, east, and south of the proposed annexation area. Therefore, immediate services will be provided with ease to this area upon annexation

3. Emergency Medical Service

Upon annexation, residents of Ludwig Park will have, at their convenience, full time Emergency Medical Services. This includes ambulance coverage and first aid treatment to victims of heart attacks, automobile and other accidents, and to others requiring immediate medical attention. On certain runs, the Fort Wayne Fire Department will provide extra assistance.

Response time for Ludwig Park will be within the acceptable range and should be nearly the same as that for adjacent areas to the north and south which are currently being served.

Using a per capita impact analysis, annual operating costs for this annexation are calculated***. No additional Emergency Medical Technician will have to hired, however this annexation will have a slight impact on the overall need for such personnel.

* With fringe benefits, total cost for police protection will be: $29,222.

** These costs are computed using housing density and average run figures.

*** In 1977, EMS made approximately .08 runs per person. With 700 residents, Ludwig Park would generate 56 additional runs a year.

Therefore, personnel costs are included in the annual operating costs. No new ambulances will be required.

Annual Operating Cost*: $148

The source of funding for Emergency Medical Service is the General Fund.

4. Solid Waste Collection

Under the terms of the present contract, the cost of solid waste collection is $34.89 per household per year. With 199 households within the area, the total costs will be $6,943 per year. If additional personnel are needed they will be hired by the contractor. It will not require additional administrative personnel.

5. Traffic Control

The City of Fort Wayne will assume responsibility for traffic control in this area upon annexation. Traffic control involves the installation and maintenance of traffic control devices as well as surveys and investigations. The services provided by Traffic Engineering for this area will be comparable to the rest of the City six months after annexation.

Additional personnel will not be required for Ludwig Park. Physical improvements scheduled to be made within the next three (3) years and their costs are listed below:

OPERATING COSTS

Annual Paint Program	
10,000 feet Yellow	$1,280
20,000 feet White	2,460
TOTAL OPERATING COSTS	$3,740

*With fringe benefits: $172

CAPITAL COSTS

11 - Street Name Install.	$ 642
1 - RR Protection Hazard Panel	180
3 - Sets Intersection con.	283
2 - Fire Alarm Boxes	3,000
TOTAL CAPITAL COSTS	$4,105

Improvements are made according to priority and as funds become available. Source of funding for the scheduled improvements and/or Traffic Engineering service are the General Fund, Revenue Sharing Funds, and occasionally, Motor Vehicle Highway Funds.

6. Street Lighting

Presently, in Ludwig Park, there are a few scattered security lights rented from Indiana & Michigan Electric Company at a cost of $5.00 to $7.00 per month, paid for by the property owners who ordered them installed. Once the area is annexed, the City of Fort Wayne will pay 100% of the cost of these lights.

It is the goal of the City to light every unlit intersection in the City. In Ludwig Park this would require 14 lights. Listed below are the costs of standard intersection lights for Ludwig Park: (See Map II)

CAPITAL COSTS:

Number of Poles	Unit Price	Cost
14	$550	$7,700

OPERATING COSTS:

	Number of Poles	Unit Price	Cost
Maintenance	14	8.67	$121.38
Energy	14	13.33	186.62
TOTAL OPERATING COSTS			$308.00

These lights would be funded 100% by the City of Fort Wayne. Capital costs would come from the Street Lighting Fund. The fund is composed of various combinations of Revenue Sharing monies, Light Lease Fund, General Fund, and property tax revenue, and is subject to change from year to year. For our purposes, we attribute these capital costs to property tax revenue (See Five Year Summary) Operating costs would also be paid by the City.

If residents desire street lighting for the entire addition they must petition for it. Petitions will be treated equally with those from other areas. Priority will be assigned on the basis of need and filing date. The City of Fort Wayne would pay the cost as funding is secured. Listed below are the costs of lighting the entire addition with standard residential lighting: (See Map II)

CAPITAL COSTS:

Number of Poles	Unit Price	Cost
92	$550	$50,600

OPERATING COSTS:

	Number of Poles	Unit Price	Cost
Maintenance	92	$ 8.67	$ 797.6
Energy	92	13.33	1226.3
ANNUAL OPERATING COSTS			$2,024

If residents desire ornamental lighting, they must pay the difference between the capital cost of standard and ornamental lighting. The City will still pay the operating costs.

Lighting major traffic arteries, such as Washington Center Road, and secondary traffic streets, such as Ludwig Road, is done in accord with the City's regular Capital improvement programming process or in conjunction with arterial street improvement projects. Funding for these projects could come from Federal Aid Urban Funds, Arterial Road & Street Funds, Revenue Sharing, or local funds.

The costs of lighting the major arteries and secondary streets are listed below:

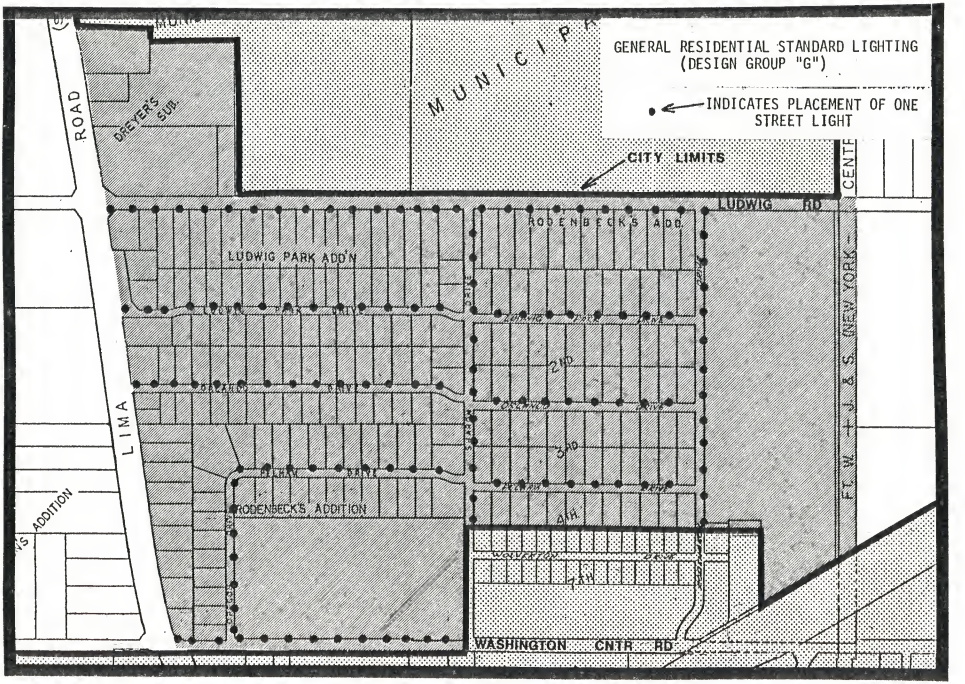
CAPITAL COSTS:

	Number of Poles	Unit Price	Cost
Arterial	14	$1,110	$15,540
Secondary	30	650	19,500
TOTAL CAPITAL COSTS			$35,040

OPERATING COSTS:

	Number of Poles	Unit Price	Cost
Maintenance	44	$ 8.67	$381.48
Energy	44	13.33	586.52
TOTAL OPERATING COSTS			$968.00

MAP II


GENERAL RESIDENTIAL STANDARD LIGHTING
(DESIGN GROUP "G")
INDICATES PLACEMENT OF ONE STREET LIGHT
MUNICIPA
CITY LIMITS
LUDWIG RD
RODENBECKS ADD.
LUDWIG PARK ADD'N
LUDWIG PARK DRIVE
ORLANDO DRIVE
2ND
3RD
4TH
7TH
RODENBECK'S ADDITION
WASHINGTON CNTR RD
LIMA ROAD
DREYER'S SUB.
FT. W. + J. & S. (NEW YORK - CENTR

7. Streets and Roads

The Street Engineering Department will provide engineering services and construction supervision of all streets, alleys, and sidewalks to be constructed within the proposed annexation area. No additional engineering personnel or equipment will be required.

This annexation will add four (4) miles of streets to the City total. General maintenance of these streets would then be the responsibility of the City. This service includes snow and ice removal, mowing along the roadside, leaf pick-up, and surface maintenance. The average cost is $2,500 per mile of street, so Ludwig Park streets and roads would cost approximately $10,000 a year to maintain.

The number of new miles of street added to the present street system and their conditions are listed below by classification:

Types of Streets	Condition
0.3 miles Arterial	Fair
0.85 miles Collector	Fair
2.85 miles Residential	Fair

The estimated cost to improve all streets within this area to meet City standards and specifications is listed below:

Classification	Costs
Arterial Streets	0.3 miles at $200.00 per lineal foot, equals $316,800.00; plus Engineering of $31,680.00. Total Cost $348,480.00.
Collector Streets	0.85 miles at a cost of $135.00 per lineal foot equals $605,880.00; plus Engineering cost of $60,500.00. Total Cost of $666,380.00.
Residential Streets	2.85 miles - Construction cost for streets and sidewalks $902,880.00; plus Engineering cost of $90,280.00. Total Cost $993,160.00 City share - $248,290 Property owner share- $744,870
TOTAL COSTS	$2,008,020.00

Arterial and collector street projects are undertaken in accordance with the City's Capital Improvement Program. These are funded with Federal Aid Urban monies or Local Road and Street Account monies.

In order to obtain residential street improvements, property owners must petition the Board of Works and pay for 75% of the construction costs. The City will pay the remaining 25% from Motor Vehicle Highway funds, Revenue Sharing or other available monies. Upon petitioning, Street Engineering will prepare preliminary plans and cost estimates. The project will go onto a list of residential street improvement projects and will be constructed as funds become available. This is standard City procedure.

8. Park Department

The Parks and Recreation Department could, with added financial assistance, operate a summer recreation program in the form of a

funmobile stop. This is a mobile unit recreation program that would stop at a school, trailer court, community room, vacant lot, or street cul-de-sac and would also travel to other nearby neighborhoods. The cost for the funmobile stop are listed below:

Account Name	Costs
Personnel	$ 400.00
Equipment & Supplies	200.00
Partial Rental Fee & Gas	400.00
TOTAL	$1,000.00

Two summer recreational staff will be hired to provide these services.

In addition, street trees could be planted upon installation of curbs and sidewalks. The needed number of trees is unknown at this time and will be formulated upon installation of curbs and sidewalks. Current prices are $18.00 per tree (including labor) and they will be planted at 40 foot intervals.

All community recreation facilities and services will be available to this area immediately upon annexation. Many park facilities and recreation programs are currently available to residents of this area. The mobile unit recreation program will be scheduled in the area the first summer upon annexation.

FORT WAYNE UTILITIES

Water and sewer services are provided by the Fort Wayne City Utilities. These services are paid for with user charges and tap fees and not through Civil City property tax revenues. There are instances where certain system improvements, to the Sewage Treatment Plant, for example, can be funded with special grants, such as those from EPA; but, the cost of extending service to residents of Ludwig Park will be borne by those residents through direct charges. Thus, property owner involvement is required in the provision of services. City Utilities does, however, have the capacity and facilities for extending water and sewer service to the area.

1. Water

A substantial portion of the Ludwig Park annexation area is already served with city water. This includes approximately 60 residential customers and one public facility.

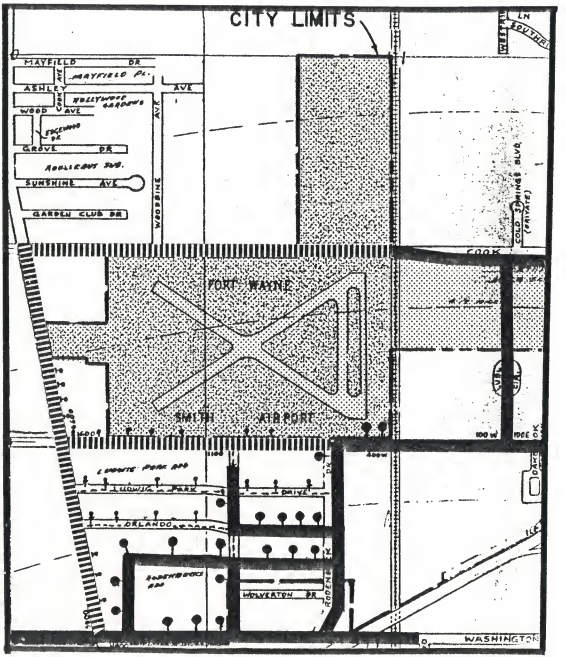
The remaining 139 residences and one commercial establishment can be served either from existing water mains (if their property is adjacent to the mains) or by the extension of addition water main from the existing distribution and/or feeder mains within the area. Map II shows the existing and proposed mains within the Ludwig Park area. The Utility is prepared to proceed with plans, specifications, bidding, and construction on any portion or all of the proposed water mains as their need becomes apparent and property owners petition for their installation.

Construction of various feeder mains through or adjacent to this area will be necessary to provide direct service to property owners in Ludwig Park and to adequately serve areas beyond Ludwig Park. These mains are part of the Master Plan* to ultimately provide water service to the Fort Wayne - New Haven - Allen County Metropolitan area. This Master Plan shows that the Fort Wayne Water Utility has the capacity to serve this annexation area through its presently developed water supply reservior system (i.e., St. Joseph River Reservoir, Cedarville Reservoir, and Hurshtown Reservoir). In addition, the Three Rivers Filtration Plant is now being expanded to enhance the availability of treated water for the present city water service area as well as other surrounding areas. (See Map II)

Upon annexation, residents desiring to obtain City Water service must follow the usual City procedure. City policy requires residents to petition and pay for the installation of distribution mains. This is generally paid for on a cash basis by the property owners who directly benefit and who are willing to initially finance the cost. A recorded contract requires others to pay their respective share of the initial construction cost if they desire service within fifteen (15) years. Such shares are then collected and paid back to the initial parties financing the main. A bonding procedure may be used to assist property owners

*Master Plan for Fresh Water Supply and Distribution, Department of Water Engineering, 1972

MAP III



- Present water mains & sizes
- Present fire hydrants
- Proposed fire hydrants
- Distribution mains
- Proposed distribution mains

in paying the cost over ten years, similar to the Barrett Law procedures used for street, sidewalks and alley pavements, and sewer consruction.

If additional feeder mains are required to serve residents petitioning for city water service, the Utility will construct and pay these mains out of the cash reserves of the Utility or out of the sale of revenue bonds. Also, if, due to a master plan or other desire of the Utility, a main is installed larger than required by the property owners immediately involved, the cost of the oversizing is paid for by the Utility.

Annexation has an effect on water rates charged to customers of the Water Utility. Customers outside the city limits are charged a 35% surcharge on their water bills. This charge would be dropped when Ludwig Park is annexed to the City.

2. Fire Hydrants

The Civil City of Fort Wayne pays the Water Utility $115.64 annually for each fire hydrant located within the City. With 18 fire hydrants located in the Ludwig Park, the annual cost for fire hydrants will be $2,081.

3. Sewers

Ludwig Park residents are not currently being served with City Utilities Sewers, although there is a sewer maintained by the City within the area.

Representatives from several City departments have been working in conjunction with the Ludwig Park residents in order to help them obtain sanitary sewers. Upon annexation, Ludwig Park residents must follow the usual City procedure if they desire to obtain sanitary sewers. Residents must petition the Board of Works. Upon receipt of a petition, the Board of Works will request the Water Pollution Control Engineering Department to prepare a set of plans and cost estimate for the project. After accepting the plans, the Board of Works holds a public meeting. Then the project is bid and construction begins. Ludwig Park residents have been advised by the Board of Works of an approximate timetable for completion of such a project. Preliminary engineering would take 4 to 6 months, bids would then be accepted, and the contract awarded. Following approval by the City Council, construction could begin within ten (10) days, and completed within one (1) year.

The cost of obtaining sanitary sewers must be borne by the legal landowners. As outlined in the Indiana Statute for a Barrett Law Public Improvement*, City residents have the choice of making one single payment for their assessment or Barrett Bond the project which allows payment over ten (10) years ar 6% interest. Annexation is necessary before Ludwig Park residents may choose to Barrett Bond.

It has been determined that City Utilities has the ability to serve the Ludwig Park area through the reserve capacity of Spy Run Interceptor Sewer system. One sewers are installed, residents are required, by City Ordinance G-83-66.1, to tap into any sanitary sewer abutting their property or located within a public right-of-way.

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*I.C. 18-6-5-1

4. Storm Sewers

Presently, the City does not provide any storm sewer services to this area. Until the area is annexed, no capital improvements for storm sewers are considered.

Similar to the water and sewer utilities, storm sewer improvements are the responsibility of the affected property owners. In order to obtain improvements, property owners must submit written petitions to the Board of Public Works. Upon receipt of a petition and direction from the Board of Works, the Water Pollution Control Engineering will investigate the problem to come up with a way to remedy the situation. The area could then be serviced within one year.

It is the City's policy that the financing of storm sewers be the responsibility of the property owners. Residents can pay their share through Barrett Law Assessments which allow payment over a 10 year period at 6% interest.

FINANCIAL SUMMARY

1. Revenue

The assessed valuation for the Ludwig Park area was determined by obtaining the assessed valuation of each piece of property from the Real Property Master File System and the Washington Township Assessor's Office. The land and real estate values for the total annexation area is $1,633,940. Since each property owner is eligible for a $1,000 mortgage exemption and there are 199 dwelling units,$199,000 is deducted from the $1,633,940 assessed valuation. Thus, $1,434,940 is the amount which determines the revenues derived from the City taxes. The official City tax rate for 1978 is $3.78 per $100 of the assessed valuation. Therefore, the City would receive $54,240 (1978 figure) from the assessed values of the Ludwig Park area.

There is another source of revenue for the City based upon population. The four sources are the Motor Vehicle Highway Tax, Alcoholic Beverage Gallonage Tax, Cigarette Tax, and Cumulative Capital. The table below gives an estimate of the monies to be received.

Revenue Source		Ludwig Park Population	Total
MVH	$9.37/CAP	700	$6,559
Alcoholic Gal.	1.62/CAP	700	1,134
Cigarette	1.24/CAP	700	868
Cumulative Cap.	4.62/CAP	700	3,234
TOTAL			$11,795

The money received from the Alcoholic Gallonage and the Cigarette Tax are placed in the General Fund. The MVH revenue is placed in its own separate MVH fund. With the Cumulative Capital revenue, it is placed in its own fund or upon approval of the City Council it may be placed in the General Fund.

The amount of money the City receives from Federal Revenue Sharing, the Community Development Block Grant, and the Local Road and Street Fund is related to the City's population. Population is only one element of a complex distribution formula, so the direct contribution of Ludwig Park cannot be calculated. Still, the funds should increase with population increases.

2. Expenditures

Expenditures reported in the Municipal Services section are summarized here. These are considered maximum costs - since Ludwig Park's needs will be treated equally with other needs in the community. Capital improvement projects such as street lighting, must follow routine City procedures which often require petitioning, and implementation as funds become available.

Utility costs are not reported here as they are paid for by the property owners and only after they request the improvements.

Service	Capital Cost	Operating Cost
Police	$ 540	$28,682*
Fire	----	306
EMS	----	172*
Solid Waste Collection	----	6,943
Traffic Control	4,105	3,740
Street Lighting		
Intersection only	7,700	2,024
Total Residential	50,600	308
Arterials & Collect.	35,040	968
Streets and Roads		
Total	2,008,020	----
Arterial and Collector	1,014,860	----
City Share Residential(25%)	248,290	----
Resident Share of Residential(75%)	744,870	----
Street Maintenance	----	10,000
Park		
Funmobile only	----	1,000
Fire Hydrants	----	2,081

3. Five Year Summary

The Five Year Summary shows year by year expenditures for the first five years after annexation compared with the tax revenue the City will receive from the area.

The Five Year Summary includes the costs that will definitely be incurred with annexation such as police, fire protection, emergency medical service, solid waste collection, and traffic control. These are considered essential for the health and safety of the residents of the area. Street maintenance and fire hydrant rental are automatic with annexation so these costs are included. Other costs expected to be incurred within five years of annexation are also included. These include intersection lights (although they have often been funded through Revenue Sharing) and the operating cost of a Funmobile Stop. Street improvements and utility costs are not included since they will be undertaken only with resident participation and petitioning.

See table on next page.

*includes fringe benefits

Five Year Expenditure and Revenue Summary

Year	Expenditures	Property Tax Revenue	Population Based Revenue	Total
1979	6943	----	------	-6943
	(alternative: 48,857)			(alternative: -48,857)
1980	76,551	----	11,795	-64,756
1981	66,748	64,437	11,795	+9664
1982	71,220	68,303	11,795	+8878
1983	75,991	72,401	11,795	+8205
			TOTAL	-44,952
				(alternative: -86,866)

This summary assumes an annexation effective date of March 6, 1979. Actual expenditures in 1979 will be for solid waste collection since this service is paid for in 1979. The alternative figure for 1979 includes 5/6 of all operational costs (March to December = 5/6 of one year). These costs are incurred in 1979 but not necessarily paid for in that year. Expenditures in 1980 includes all operating costs and capital costs as explained above. In the third year and thereafter, the only costs are operational ones. All costs include a 6.7% inflationary factor for each year since the date of this report(1978). (Statistical Abstract of the United States, Bureau of the Census, TABLE #700, p. 433,1967).

Since we assume annexation before December 31, 1979, the city will receive population based revenue for Ludwig Park beginning in 1980.

Property tax would not be collected until 1981 since the reassessment date is March 1. Assuming annexation March 6, 1979, reassessment will take place March 1, 1980 and revenue will not be collected until 1981. The City of Fort Wayne expects an 8% increase in the Civil City's allowed levy in 1979. There will be no increase allowed in 1980. In 1981 the reassessment will take effect and an estimated increase of 10% is used. In 1982 and 1983 a conservative figure of 6% is used to determine revenues. These percentage increases are applied to the 1978 figure of $54,240 in property tax revenue.

The decrease in totals from 1981 to 1983 is explained by the fact that the inflation ratio assumed for expenses was higher than the increase assumed for tax revenues. This is variable and only an estimate as the State has yet to finalize the necessary tax program.

SUMMARY AND RECOMMENDATION

1. INDIANA ANNEXATION STATUTES

In order for the City to successfully annex an area it must meet the criteria for annexation as established by the Indiana Statutes. The Statutes state that:

A. The area proposed for annexation must have at least one eighth (1/8) or 12% of its aggregate external boundaries coincidental with the boundaries of the annexing City. The Ludwig Park area is 65% contiguous to the existing corporate limits by its north, and south boundaries.

B(1). The resident population of the area sought to be annexed is equal to at least three (3) persons for each acre of land within its boundaries, or

(2). That the land is zoned for commercial, business or industrial uses, or

(3). That sixty percent (60%) of the land therein is subdivided. The Ludwig Park area is 60% subdivided and therefore meets criteria (3) above.

C. "The annexing City has developed a fiscal plan and has established a definite policy to furnish the territory to be annexed within a period of three (3) years, governmental and proprietary services substantially equivalent in standard and scope" to those provided to similar areas within the City.

Police and fire protection, emergency medical services, solid waste collection, and traffic control services are considered essential for the health and safety of Ludwig Park residents and will be available at standard levels upon annexation. The City will also take over street maintenance, the payment of street lighting energy costs as well as maintenance, and rental fees for fire hydrants.

Street and street lighting improvements will be provided at the basis of need, community priority, funding availability, and property owner petitioning and participation as described in the municipal services section of this plan. Service provision will be in accordance with regular City capital improvement planning and implementation processes.

City Utilities has the capacity to serve the Ludwig Park area. Residents will receive these services when they petition for them and agree to pay their share of the cost. This is the standard procedure for obtaining City Utility services.

The Financial Summary shows the cost of providing these services as well as the additional revenue the City will receive. The cost of services not requiring resident petitioning is compared with the potential revenue for the City in the Five Year Summary. Services such as street and road construction, street lighting for the entire addition, as well as utility services cannot be compared against potential revenue because these services require petitioning. Therefore, it cannot be

determined when or even if, the expenses will be incurred. However, Ludwig Park will be treated equally with other areas of the City with regard to the provision of these services.

2. Fort Wayne's Annexation Policy

The Fort Wayne City Council has considered having other annexation criteria in addition to those set forth by the State Statutes:

A. The area proposed for annexation must have a unity of interest with the municipality.

The Ludwig Park area is actually a part of the Fort Wayne urban community. Residents share their recreational and commercial facilities with city residents. The City, in return, shares its commercial and recreational facilities with Ludwig Park residents. In addition, many residents of the proposed annexation area depend on the City for their livelihood since they are employed within the City of Fort Wayne.

B. The advantages to the proposed annexation area must outweigh the disadvantages.

Advantages for the annexation area include the provision of municipal services, the aquisition of a voice in City Government by the residents, and the community benefit of a more equitable tax system. Also, Barrett Bonding for capital improvement will be available for Ludwig Park residents. This will facilitate the process for obtaining City sewers which Ludwig Park residents need. The only major disadvantage to residents is the increase in property taxes necessary to pay for the increased municipal services.

C. The advantages to the City must outwiegh the disadvantage.

The City would grow along with the urban area, thereby providing a strong tax base and the ability to provide adequate services. Annexation of this area would eliminate the already existing tax inequities for urbanites. City residents pay City and County taxes which help support services to the growing urbanized county residents. Yet, urban county residents do not pay city taxes to support the services they are using. Therefore, annexation is a means to insure that all urbanites share equally in the cost of urban services. Annexation will also facilitate the thorough and efficient provision of urban services.

D. The deficit of income against expenses to the City must not be unreasonable.

As shown in the Five Year Summary, there is a deficit in the first two years of approximately $71,700. However, from the third year on, there is an annual income of approximately $9000 Because the Ludwig Park area is mostly residential, it requires a high level of municipal services. The City will experience a deficit for a number of years, but this could be offset by income from other annexations and will eventually equalize out.

E. The City must desire to annex the area.

The Ludwig Park area is a logical extension of the City since it borders the City on two sides. It is also a vital link with areas to the west which may be developed in the future. Annexation of Ludwig Park will help the City grow in a logical and orderly manner, as well as help preserve a solid tax base.

It is with careful thought and consideration that the Department of Community Development and Planning recommends that this area be annexed to the City of Fort Wayne, as it meets both the legal and local criteria for an acceptable and beneficial annexation.

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

December 13, 1978

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the date of December 16, 1978, in both the News Sentinel and Journal Gazette.

RE: NOTICE OF PUBLIC HEARING
for the Common Council of
Fort Wayne, IN

Bill No. X-77-05-23
Annexation Ordinance
(Ludwig Park)

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

© F.W.P.C. 1974

BILL NO. X-77-05-23 (as amended)

ANNEXATION ORDINANCE NO. _____

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979 , to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lots #4 and #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annexation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

_____
Councilperson

APPROVED AS TO FORM:

Clifford E. Simon, Jr., Associate City Attorney

Memorandum

To Councilman James S. Stier Date Jan. 23, 1979

From John Stafford / CD & P John Stafford

Subject Proposed changes to Annexation Bill No. X-77-05-23

COPIES TO:

Mayor Armstrong
Winfield Moses
William Hinga
John Nuckols
Donald Schmidt
Fred Hunter
Paul Burns
Vivian Schmidt
Sam Talarico
Charles Westerman
R. Steven Hill
Paul Zisla

Attached are copies of the original ordinance for Ludwig Park, Bill No. X-77-05-23, and a proposed amended version from the Plan Commission. We urge the Council to amend the X-77-05-23 to reflect the Plan Commission version.

Crucialy, the legal description in the Commission version describes the area best suited for annexation at this time. The original version includes a basically vacant parcel west of Lima Road. This parcel was deleted by the Commission, because it would require the City to use both the future growth and the density criteria of State law to annex the territory. It would be better from a legal viewpoint to stay with just the area east of Lima Road and to use the density criteria only. Also, the fiscal plan referred to in both versions of the ordinance is written for the area east of Lima Road. (Map attached)

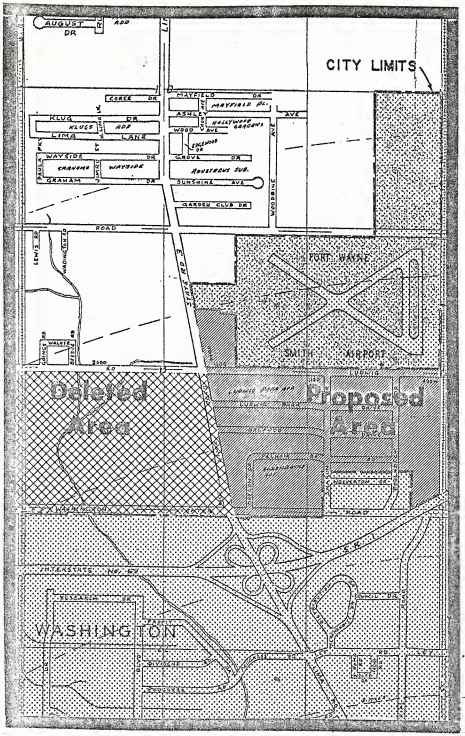
The proposed amendments also contain an effective date of March 6, 1979. Regardless of the desires of Council, the ordinance cannot be effective any less than 60 days after the final publication of notice that Council has passed the ordinance. Council must keep this in mind when selecting an effective date.

The Plan Commission is also recommending language that spells out in greater detail in the ordinance, the services to be provided by the City. This was done at the request of the Ludwig Park attorney, John Whittmore. Sections 2, 3, and 4 spell out the effected services, and Sections 5 and 6 state when the services will be provided. In agreeing to these changes we followed Council Resolution No. R-83-70 (Bill No. R-70-07-24). We did not agree to anything in the Ordinance that gives Ludwig Park something not provided for by the fiscal plan or by R-83-70. We are also as consistent with State law (IC 18-5-10-25) as possible, given recent court rulings. Actually, these sections could strengthen our position should we ever go to court on this annexation.

Exhibit I shows the original ordinance introduced into Council, X-77-05-23. Words that are deleted by the proposed amendment are crossed out.

Exhibit II is a copy of the Plan Commission's proposed ordinance. Additions to the original are blocked out or marked with a heavy line. These are essentially additions with only a few small variations in a scattered word, phrase, or number.

We hope that this adequately explains the changes suggested for the Ludwig annexation ordinance. We will of course be available to discuss these further at the February 6 Council meeting.



LUDWIG PARK ANNEXATION

Bill No. X-77-05-23

Ordinance No.

Effective Date

Description

City of Fort Wayne, Indiana

Community Development & Planning

EXHIBIT I

BILL NO. X- 77-05-23

ANNEXATION ORDINANCE NO. X-_____

An ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:

Beginning at the intersection of the north right-of-way line of Interstate 69; and the west right-of-way line of the Penn Central Railroad Company's right-of-way in the southwest ¼ of Section 14, Township 31 North, Range 12 East, thence north along said west railroad right-of-way line to the north right-of-way line of Ludwig Road, thence west along said right-of-way line to the east line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61 in the office of the Recorder, Allen County, Indiana, thence north along the east property line of said Lots #4 and #3 to the northeast corner of Lot #3 in Dreyer's Subdivision, thence west along the northern property line of Lot #3 to the east property line of Lot #7 in Dreyer's Subdivision, thence north along the east line of Lot #7 to the northeast corner of said lot, thence west along the northern property line of Lot #7 to the east right-of-way line of State Road #3, thence southeasterly along said road right-of-way ~~to the south right-of-way line of Ludwig Road, thence west along the south right-of-way line of Ludwig Road to the east right-of-way line of the Penn Central Railroad Company located in Section 15, Township 31 North, Range 12 East, thence south along the east right-of-way line of said railroad~~ to the south right-of-way line of Washington Center Road, thence east along said right-of-way line to a point on said right-of-way projected from the west right-of-way line of Sharon Drive, thence north along the west right-of-way line of said drive, to a point projected westerly from the northern property line of Rodenbeck's 7th Addition, thence east along the said northern property line to the east right-of-way line of Rodenbeck Drive, thence north along said east right-of-way line 39 feet to the northwest corner of Lot #117 in Rodenbeck's 7th Addition, thence east along the north property line of Lot #117 to the east property line of said Addition, thence south along the east line of said Addition to the north right-of-way line of Interstate 69, thence in a northeasterly direction along the north right-of-way line of said Interstate to the point of beginning.

The above described area containing approximately ~~493~~ acres.

~~SECTION 2. It is the policy of the City of Fort Wayne to furnish the above described territory within a period of three (3) years~~, ~~governmental and proprietary services~~ substantially equivalent in standard and scope to the governmental and proprietary services furnished by the annexing city to other areas of the city which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

~~SECTION 3. Governmental and proprietary services which will be provided to the described territory~~ are outlined in the fiscal plan for the territory developed by the Department of Community Development and Planning, which plan ~~was~~ examined, approved and adopted by the Common Council prior to the passage of this Ordinance.

SECTION 4. Said described territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana 1974.

~~SECTION 5. This Ordinance shall be in full force and effect after its passage, approval by the Mayor and sixty days after final publication thereof as required by law~~.

EXHIBIT II

BILL NO. X-_____

ANNEXATION ORDINANCE NO. _____

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lots #4 and #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annexation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

_____
Councilperson

APPROVED AS TO FORM:

_____
Clifford E. Simon, Jr., Associate City Attorney

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Common Council of the City of Fort Wayne, at the Council Chambers, Room 126, in the City-County Building, Fort Wayne, Indiana, on Wednesday, the 20th day of December, 1978, at 7:30 o'clock P.M., Eastern Standard Time, will hold a public hearing on Bill No. X-77-05-23 (Ludwig Park), being AN ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3.

Copies of said Bill No. X-77-05-23 will be posted in the following public places in Fort Wayne, Allen County, Indiana

(a) The main floor lobby of the City-County Building

(b) The bulletin board in the lobby at the east door of the Allen County Court House

(c) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

Copies of said proposed ordinance will also be available for reading in the following public places in Fort Wayne, Indiana

(a) The Reference Room in the north end of the main floor in said Downtown Fort Wayne Public Library

(b) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinance in the designated places as stated above on December 16, 1978.

Charles W. Westerman
City Clerk

FOR IMMEDIATE RELEASE
DECEMBER 18, 1978

The public hearing scheduled for Wednesday, December 20, 1978, has been postponed due to the request of John M. Whitmore, Jr., representing the Ludwig Park Community Association. His request came over the weekend to the Chairman of the Standing Committee on Annexation of the Common Council, James Stier. After consulting with the other members of the Annexation Committee, Mr. Whitmore's request was granted. Mr. Whitmore wrote that "The Board of Directors of Ludwig Park Community Association has asked me to request that the proposed public hearing on their annexation be delayed until after January 2, 1979, as they will not be able to give proper notice to their residents and further many members of their Board cannot attend a meeting on this date."

Mr. Stier will meet with the Annexation Committee and the other members of the Common Council to reschedule the public hearing, and a new legal notice will be given to the public.

NIETER, DIXON & WHITMORE
ATTORNEYS AT LAW

SUITE 222 UTILITY BUILDING
FORT WAYNE, INDIANA 46802

PAUL F. NIETER
THOMAS J. DIXON
JOHN M. WHITMORE, JR.
MAX A. MYERS
DENIS L. KOEHLINGER

AREA CODE 219
TELEPHONE 743-0502
OF COUNSEL
PAUL J. SAUERTEIG

NEW PHONE No. 426-2244

December 15, 1978

Mr. James S. Stier
3404 Congress Avenue
Fort Wayne, Indiana

Re: Proposed Ludwig Park Annexation

Dear Mr. Stier:

The Board of Directors of Ludwig Park Community Association has asked me to request that the proposed public hearing on their annexation be delayed until after January 2, 1979, as they will not be able to give proper notice to their residents and further many members of their Board cannot attend a meeting on this date.

I have matters scheduled for the evenings of January 3rd and 4th, which I cannot change and ask that these dates be avoided. Please advise as to the rescheduling of this hearing.

Sincerely,

NIETER, DIXON & WHITMORE

John M. Whitmore, Jr.

JMW/b

cc: Mrs. Norbert Weins
1007 Orlando Drive
Fort Wayne, Indiana

City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To _____ Date 12-13-78

From Charles W. Westerman - City Clerk

Subject NOTIFICATION OF MEETING

COPIES TO:

Journal Gazette ✓
News Sentinel ✓
WANE T.V. ✓
WPTA T.V. ✓
WKJG T.V. ✓
WMEE - RADIO ✓
WOWO - RADIO ✓
WXKE - RADIO ✓
WPTH - RADIO ✓
Ft. Wayne Advertiser
Grace Griggs
WFFT - T.V. ✓
WGL - RADIO ✓

DATE OF NOTIFICATION: 12-13-78

TIME OF NOTIFICATION: 3:00 P.M.

Pursuant to the "The Open Meeting -- Indiana Act No. 83," I, Charles W. Westerman, Clerk of the City of Fort Wayne, do hereby notify you: A Public Hearing will be held on the date below regarding Bill No. X-77-05-23 (Ludwig Park)

PURPOSE OF MEETING: To discuss Bill No. X-77-05-23

DATE: 12-20-78 - Wednesday

TIME: 7:30 P.M.

PLACE: City-County Building
Common Council Chambers, Room 126

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines		
Head number of lines		1
Body number of lines	Cancelled	46
Tail number of lines		2
Total number of lines in notice		49

COMPUTION OF CHARGES

49 lines, 1 columns wide equals 49 equivalent lines at ~~.2554~~ .1734 cents per line — $ 8.48

Additional charge for notices containing rule or tabular work (50 per cent of above amount) —

Charge for extra proofs of publication (50 cents for each proof in excess of two) — 1.50

TOTAL AMOUNT OF CLAIM — $ 9.98

DATA FOR COMPUTING COST

Width of single column 11 ems: 9.9

Size of type: 5½ point

Number of insertions: 21

Size of quad upon which type is cast: 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date December 16 19 78

Title CLERK

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Common Council of the City of Fort Wayne, at the Council Chambers, Room 126, in the City-County Building, Fort Wayne, Indiana, on Wednesday, the 20th day of December, 1978, at 7:30 o'clock P.M., Eastern Standard Time, will hold a public hearing on Bill No. X-77-05-23 (Ludwig Park), being AN ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3.

Copies of said Bill No. X-77-05-23 will be posted in the following public places in Fort Wayne, Allen County, Indiana:

(a) The main floor lobby of the City-County Building

(b) The bulletin board in the lobby at the east door of the Allen County Court House

(c) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

Copies of said proposed ordinance will also be available for reading in the following public places in Fort Wayne, Indiana:

(a) The Reference Room in the north end of the main floor in said Downtown Fort Wayne Public Library

(b) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinance in the designated places as stated above on December 16, 1978.

Charles W. Westerman
City Clerk

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12—16

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city / town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

12/16/78

Arvilla DeWald

Subscribed and sworn to before me this 16th day of December 19 78

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Head	number of lines	~~1~~
Body	number of lines	~~46~~
Tail	number of lines	2
	Total number of lines in notice	~~49~~

COMPUTION OF CHARGES

~~49~~ lines, ~~1~~ columns wide equals ~~49~~ equivalent lines at ~~.259¢~~ .173¢ cents per line ~~$ 8.48~~

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) ~~1.50~~

TOTAL AMOUNT OF CLAIM ~~$ 9.98~~

DATA FOR COMPUTING COST

Width of single column ~~11~~ 9.9 ems

Size of type 5½ point

Number of insertions ~~11~~

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date December 16, 19 78

Title CLERK

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Common Council of the City of Fort Wayne, at the Council Chambers, Room 128, in the City-County Building, Fort Wayne, Indiana, on Wednesday, the 20th day of December, 1978, at 7:30 o'clock P.M., Eastern Standard Time, will hold a public hearing on Bill No. X-77-05-23 (Ludwig Park), being AN ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3.

Copies of said Bill No. X-77-05-23 will be posted in the following public places in Fort Wayne, Allen County, Indiana

(a) The main floor lobby of the City-County Building

(b) The bulletin board in the lobby at the east door of the Allen County Court House

(c) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

Copies of said proposed ordinance will also be available for reading in the following public places in Fort Wayne, Indiana

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(b) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinance in the designated places as stated above on December 16, 1978.

Charles W. Westerman
City Clerk

12—16

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EMENT HERE

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city (town) of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

12/16/78

Arvilla DeWald

Subscribed and sworn to before me this 16th day of December 1978

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne (Governmental Unit) — To JOURNAL-GAZETTE Dr.

Allen County, Ind. — FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Additional charge for notices containing rule or tabular work (50 per cent of above amount) —

Charge for extra proofs of publication (50 cents for each proof in excess of two) — 1.50

TOTAL AMOUNT OF CLAIM — ~~$ 9.98~~

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

Number of insertions 1 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date December 16, 19 78 — Title CLERK

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Common Council of the City of Fort Wayne, at the Council Chambers, Room 126, in the City-County Building, Fort Wayne, Indiana, on Wednesday, the 20th day of December, 1978, at 7:30 o'clock P.M., Eastern Standard Time, will hold a public hearing on Bill No. X-77-09-23 (Ludwig Park), bsing AN ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3.

Copies of said Bill No. X-77-09-23 will be posted in the following public places in Fort Wayne, Allen County, Indiana:

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Copies of said proposed ordinance will also be available for reading in the following public places in Fort Wayne, Indiana:

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Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinance in the designated places as stated above on December 16, 1978.

Charles W. Westerman
City Clerk

12—16

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PUBLISHER'S AFFIDAVIT

State of Indiana, ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city (town) of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

12/16/78

Arvilla DeWald

Subscribed and sworn to before me this 16th day of December 1978

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 1.50

TOTAL AMOUNT OF CLAIM. $ 9.98

DATA FOR COMPUTING COST

Width of single column 9.9 ems Size of type 5½ point

Number of insertions 1 Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date Dec 16 19 78

Title CLERK

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Notice is hereby given that the Common Council of the City of Fort Wayne, at the Council Chambers, Room 126, in the City-County Building, Fort Wayne, Indiana, on

Wednesday, the 20th day of December, 1978, at 7:30 o'clock P.M., Eastern Standard Time, will hold a public hearing on Bill No. X-77-05-23 (Ludwig Park), being AN ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No.3.

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Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinance in the designated places as stated above on December 14, 1978.

Charles W. Westerman
City Clerk

12—16

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PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time, the dates of publication being as follows:

12/16/78

V. E. Gerken

Subscribed and sworn to before me this 16th day of December 19 78

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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TOTAL AMOUNT OF CLAIM. $ 9.98

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Width of single column 9.9 ems

Size of type 5½ point

Number of insertions 1

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V. E. Gerken

Date Dec. 16, 19 78

Title CLERK

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Charles W. Westerman
City Clerk

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Charles W. Westerman
City Clerk

12—16

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State of Indiana
ALLEN County SS:

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12/16/78

V. E. Gerken

Subscribed and sworn to before me this 16th day of December, 19 78

Notary Public

My commission expires September 28, 1979

The council's annexation committee scheduled a public hearing for next Wednesday, Jan. 17, at 7:30 p.m. on the proposal to annex Ludwig Park.

The News-Sentinel

Wednesday, Jan. 10, 1979 · 20B

NIETER, DIXON & WHITMORE
ATTORNEYS AT LAW

SUITE 222 UTILITY BUILDING
FORT WAYNE, INDIANA 46802

PAUL F. NIETER
THOMAS J. DIXON
JOHN M. WHITMORE, JR.
MAX A. MYERS
DENIS L. KOEHLINGER

NEW PHONE No. 426-2244
AREA CODE 219
TELEPHONE 743-0502

OF COUNSEL
PAUL J. SAUERTEIG

December 1, 1978

Mr. Samuel J. Talarico,
President, City Council
1912 East State Street
Fort Wayne, Indiana 46805

Mr. Donald J. Schmidt
2110 Forest Park
Fort Wayne, Indiana 46805

Mr. John Nuckols
2419 Winch Street
Fort Wayne, Indiana 46803

Mr. Winfield C. Moses, Jr.
1212 Westover
Fort Wayne, Indiana 46807

Mrs. Vivian G. Schmidt
2621 East Maple Grove
Fort Wayne, Indiana 46806

Mr. Paul M. Burns
4201 Warsaw Avenue
Fort Wayne, Indiana 46806

Mr. James S. Stier
3404 Congress Avenue
Fort Wayne, Indiana 46806

Mr. Frederick R. Hunter
4901 Upper Huntington Road
Fort Wayne, Indiana 46804

Mr. William T. Hinga
2740 Eastbrook Drive
Fort Wayne, Indiana 46805

RE: LUDWIG PARK ANNEXATION.

Gentlemen and Mrs. Schmidt:

Due to the problems with the Oakbrook Park Annexation Ordinance, and the changing of the proposed date from March 15, 1979 to ~~December 31, 1979~~, I feel that it is necessary to review the facts which led to the choice of March 6, 1979 for the proposed effective date of annexation for Ludwig Park.

The ordinance itself has, until recently, been held by the City Plan Commission pending the outcome of discussions between the residents and the Mayor.

The residents were very vocal in their opposition to annexation at the public hearing before the City Plan Commission, but the residents realized that they had a serious sewage disposal problem in their area and that they could gain assistance from the City, by way of technical information, technical planning, and the use of Barrett Bonds, should they agree to become a part of the City and should the effective date of annexation be set so that they were part of the City at the time bid specifications for the project were available to contractors.

A good percentage of the residents of Ludwig Park have had serious

problems with their septic tanks and they have been working on a solution to their problems for approximately two years. With the technical assistance and planning help the City has been able to give them, they have been able to come much closer to solving this problem in the last 2 months, than they had in the prior 2 years.

Further, the use of Barrett Bonding for the project, which allows them to pay the contractor or the individual holding the bonds, in installments over a 10 year period, will be much more beneficial to the many retired individuals in Ludwig Park and in total, create much less of a strain on all individual residents. To be able to use Barrett Bonds for the project, they must be in the City by the date bid specifications are given to contractors.

The association has signed petitions ready for submission to the City to initiate the sewer project, which will be at no expense to the City, and they plan to submit those petitions if the March 6 1979 effective date for annexation is approved.

This date was chosen as the administrative actions of the City in planning and getting to the specification stage should be completed shortly after March 6, 1979. The residents are hopeful that bids will be let thereafter and that the project might be completed as early as December, 1979, although it might well take a few months longer.

It is imperative that this project get under way as soon as possible. The present estimated cost of the project is $890,000. This cost has more than doubled since the estimate they received 2 years ago. A delay in the effective date of annexation to December 31, 1979 will result in a 1 year delay of the project as they will completely miss the 1979 construction season, and the cost of the project, conservatively, would surely increase 10%/20%. This would result in an added cost to the residents of $89,000 to $178,000 for this 9-1/2 month delay.

Approving the date as agreed to by the residents due to their sewer disposal needs, would not be an extreme or unreasonable accommodation for the City in view of the large revenue this annexation area will bring to the City, which the annexation plan indicates will be in excess of $64,400 per year from property tax revenue and $117,950 from population base revenue in the 80's. This is especially true in view of the fact that Ludwig Park is an established neighborhood with good streets and no capital improvement needs.

Causing an $89,000/$178,000 increase in the cost of the sewer project to the residents, by a delay of the effective date of annexation from March 6, 1979 to December, 1979, would result in an unjustifiable burden to these residents, especially in view of the policy set forth by the legislature in Indiana Code 18-5-10-21, which asks the Cities to annex on terms and conditions that are just and equitable to both the City and the property owners.

The great probability is that changing the effective date from the date agreed to by the residents, would result in these residents being forced into the litigation approach to annexation. If annexation can be delayed through litigation at least through March 2, 1985, which I feel it can be, a loss of revenue will result to the City of real estate taxes in excess of $422,000 and a loss in population related taxes for the 1980's of $117,950, equalling a total loss to the City in excess of $539,000, according to the City's own plan.

Neither the increased cost of the sewer project to the residents of Ludwig Park or the extreme loss of revenue to the City, is necessary, should the council approve the annexation plan as agreed to by the residents.

Sincerely,

NIETER, DIXON & WHITMORE

John M. Whitmore, Jr.

JMW:p

Legal is OK

Paul Zisla
CD + P

OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk -:- room 122

February 22,1979

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of February 26 and March 5, 1979, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Zoning Map Ordinance No. Z-09-79
Bill No. Z-78-10-35

General Ordinance No. G-04-79
Bill No. G-78-10-07

Bill No. X-77-05-23 (AS AMENDED)
Annexation Ordinance No. X-01-79
(Ludwig Park)

Please send us 12 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman

Charles W. Westerman
City Clerk

CWW/ne
Encl: 2

LEGAL NOTICE

Notice is hereby given that on the 13th day of February ,19 79 , the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-77-05-23 (AS AMENDED) X-01-79 Annexation Ordinance, to-wit:

BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979 , to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lots #4 and #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines	
Head	number of lines	
Body	number of lines	234
Tail	number of lines	2
	Total number of lines in notice	236

COMPUTION OF CHARGES

236 lines, 1 cents per line columns wide equals 236 equivalent lines at 2.594	$ 611.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.0 ems; Size of type 5½ point

Numb

Pursuant to the provi

I hereby certify that t
has been paid.

Date March 5, 19

CLERK

ATTACH
ADVERTIS

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BILL NO. X-77-05-23 (AS AMENDED)

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AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporate limits of the City of Fort Wayne, Indiana, effective March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of Interstate #69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 13 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the North right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an infeglble nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformanca to existing policies, relavant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annexation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Sec. ion 2-9 of Article 11 of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckols, Stier

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2-26-3-5

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CLERK

or said county and state, the

.....who, being duly sworn, says

..... of the

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.....,the dates of publication being

March 19

otary Public

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines		
Head number of lines		
Body number of lines		234
Tail number of lines		2
Total number of lines in notice		236

COMPUTION OF CHARGES

236 lines, 1 columns wide equals 236 equivalent lines at 259¢ cents per line	$ 611.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date March 5, 19 79 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Arvilla DeWald

Subscribed and sworn to before me this 5th day of March 19 79

Notary Public

My commission expires SEP 28 1979

Form Prescribed by State Board of Accounts

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Common Council of Fort Wayne
(Governmental Unit)

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Date March 5

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SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Sectiη 2.9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full forca and affect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico
Nays: Two - Muckols, Stier
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Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Prasiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfi on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

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CLERK

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General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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DATA FOR COMPUTING COST

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Number of insertions 2 — Size of quad upon which type is cast 2½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date March 5, 19 79 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being as follows:

2/26 & 3/5/79

Arvilla DeWald

Subscribed and sworn to before me this 5th day of March 19 79

SEP 28 1979

Notary Public

My commission expires

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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Date March 5

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31-North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of said Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dryer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thance East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergancy medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annaxation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Matropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and acisting City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided to the above described territory immediately upon annaxation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have the characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayna that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described araa are outlined in the fiscal plan for the area developed by tha Department of Community Davelopment and Planning, which plan is examined, approved and adopted by the Common Council prior to the oassage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall ba in full force and effect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico
Nays: Two - Muckols, Stier
Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding-Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfi on file and on record in my office.

WITNESS my hand, and tha official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2-26-3-5

ATTACI
ADVERTIS

Notice is hereby given that on the 13th day of February, 1979, the Common Council of the City of Fort Wayna, Indiana, in a Regular Session did pass tha following BILL NO. X-77-05-23 (AS AMENDED), X-01-79 Annaxation Ordinance, to-wit:

BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annaxing certain territory to the City of Fort Wayna, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

I hereby certify that credits, and that no part of the same

CLERK

r said county and state, the

.....who, being duly sworn, says

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IANA

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.....the dates of publication being

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tary Public

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines		
Head number of lines		
Body number of lines		234
Tail number of lines		2
Total number of lines in notice		236

COMPUTION OF CHARGES

236 lines, 1 cents per line columns wide equals 236 equivalent lines at .259¢	$ 61.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date March 5, 19 79

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Arvilla DeWald

Subscribed and sworn to before me this 5th day of March 19 79

Notary Public

My commission expires SEP 28 1979

Form Prescribed by State Board of Accounts — Geneal Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

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Tail	number of lines	2
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COMPUTION OF CHARGES

236 lines, 1 cents pet line columns wide equals 236 equivalent lines at .2594 $ 61212

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 5.00

TOTAL AMOUNT OF CLAIM. $ 66.12

DATA FOR COMPUTING COST

Width

Numb

Pursuant to the provi

I hereby certify that t has been paid.

Date March 5

ATTACI
ADVERTIS

Notice is hereby given that on the 13th day of February, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-77-05-23 (AS AMENDED), X-01-79 Annexation Ordinance, to-wit:

BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, I ANA.

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #37; thence Southeasterly along said road right-of way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective data of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible natura which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of tha Office of the Mayor; Department of Finance; Redevelopmant Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayna.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and axisting City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to axisting policies, relevant state laws and upon petition when applicable.

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SECTION 6. Governmental and proprietary services of the City of Fort Wayne that ara not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to tha governmantal and proprietary services furnished by the City to other areas of tha City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Sevan - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico
Nays: Two - Muckois, Stier
Date: 2-13-79

Charles W. Wasterman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayna, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wyane, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Wasterman, Clark of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2-26-3-5

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Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date March 5, 19 79 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Subscribed and sworn to before me this 5th day of March 19 79

Arvilla DeWald

Notary Public

My commission expires SEP 28 1979

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

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Date March 5

ATTACH
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BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

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SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico
Nays: Two - Muckois, Stier
Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

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Robert E. Armstrong
Mayor

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WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

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Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Arvilla DeWald

Date March 5, 19 79 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

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Arvilla DeWald

Subscribed and sworn to before me this 5th day of March 19 79

Notary Public

My commission expires SEP 28 1979

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Common Council of Fort Wayne
(Governmental Unit)

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Allen County, Ind.

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Date March 5

ATTAC
ADVERTI

Notice is hereby given that on the 13th day of February, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-77-05-23 (AS AMENDED), X-01-79 Annexation Ordinance, to-wit:

BILL NO. X-77-03-23 (AS AMENDED)
ANNEXATION ORDINANCE NO. X-01-79
AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, affective, March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way lina of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line at said Lot #4 an #3 to the Northeast cornar of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property lina of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property lina of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to tha North right-of-way line of interstate 69; thence in a Northeasterly diraction along the North right-of-way line of said interstate 69 to the point of beginning

The above-described area containing approximately 366 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the affective date of annexation: police protection, fira protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective data of annexation include services of tha Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branchas of the City of Fort Wayna.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with reievant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in contormance to existing policies, relevant state laws and upon petition whan applicabia.

SECTION 5. All governmental and proprietary services of the City of Fort Wayna that are to be provided to the above described territory immediately upon annexation, as stated in this ordinanca, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to othar areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otharwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full torca and affect on March 6, 1979.

James S. Stier
Councilparson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Sevan - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico
Nays: Two - Muckols, Stiar
Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayna, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayna, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complata copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfi on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

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CLERK

r said county and state, the

who, being duly sworn, says

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Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines	
Head	number of lines	
Body	number of lines	234
Tail	number of lines	2
	Total number of lines in notice	236

COMPUTION OF CHARGES

236 lines, 1 cents per line columns wide equals 236 equivalent lines at 259¢	$ 61.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date March 5, 19 79 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Arvilla DeWald

Subscribed and sworn to before me this 5th day of March 19 79

Harry Notary Public

My commission expires SEP 28 1979

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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Date March 5

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BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the sama in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of tha Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 16, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allan County, Indiana; thence North along the East property line of said Lot #4 and #3 to the Northeast cornar of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property lina of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Northern Addition; thence North along the West right-of-way line of said Sharen Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along tha North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the affective data of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will ba provided by the City of Fort Wayne to tha above described annexed territory immediately upon the affective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon pattition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with reievant state law and axisting City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformanca to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. Ali governmental and proprietary services of the City of Fort Wayne that ara to be provided the above described farritory immediataly upon annexation, as stated in this ordinance, will be furnished to the said described territory in a mannar that is substantialiy equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediataly, or in a mannar otherwise described herein, will be provided to tha above described area within a period of three (3) years of annexation in a mannar that is substantially equivalant in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for tha area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by tha Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approved by the Mayor, final publication and tha required sixty (60) day remonstrance period, this ordinance shall be in full force and affect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage, PASSED by tha following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico
Nays: Two - Muckols, Stier
Datia: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on tha 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now ramains onti on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—28-3—5

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CLERK

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Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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TOTAL AMOUNT OF CLAIM.	$ 66.12

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Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date March 5, 19 79 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Arvilla DeWald

Subscribed and sworn to before me this 5th day of March 19 79

Notary Public

My commission expires SEP 28 1979

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

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DATA FOR COMPUTING COST

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has been paid.

Date March 5

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The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

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James S. Stier
Councilperson

Read the third time in full and on motion by Stier, saconded by Hinga, and duly adopted, placed on its passage. PASSED by tha following vote:

Ayes: Sevan - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two -Muckols, Stier

Date: 2-13-79

Charlas W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by ma to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

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Mayor

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WITNESS my hand, and tha official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

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CITY CLERK

2-26-3-5

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BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATIONORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Date March 5, 19 79

Arvilla DeWald
Title CLERK

LB.

You're Always First with Super Valu's
FRESH PRODUCE

FRESH—CRISP
Head Lettuce
69¢

JUMBO SPANISH
ONIONS LB. 39

JUICY SWEET CALIFORNIA
Navel Oranges ...SIZE 113 10 for $1.00

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being as follows:

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SEP 28 1979

Notary Public

My commission expires

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Common Council of Fort Wayne
(Governmental Unit)

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TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width c

Numbe

Pursuant to the provi

I hereby certify that th
has been paid.

Date March 5

ATTACI
ADVERTIS

Notice is hereby given that on the 13th day of February, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-77-05-23 (AS AMENDED), X-01-79 Annexation Ordinance, to-wit:

BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effectiva March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, to-wit:

Beginning at the Intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective data of annexation: police protection, fire protection, emergancy medical services, street and road maintenance, solid waste collection, and traffic angineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the affective date of annexation include services of the Office of the Mayor; Department of Finance; Radevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branchas of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annaxation, as stated in this ordinance, will be furnished to tha said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayna that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmantal and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in tha fiscal plan for tha area devaloped by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinanca.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico
Nays: Two - Muckols, Stier
Data: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on tha 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfi on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2–26–3–5

redits, and that no part of the same

CLERK

said county and state, the

.....who, being duly sworn, says

..... of the

I circulation printed and published

ANA

ached hereto is a true copy,

.....the dates of publication being

19 79

ary Public

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines		
Head number of lines		
Body number of lines	234	
Tail number of lines	2	
Total number of lines in notice	236	

COMPUTION OF CHARGES

236 lines, 1 cents per line columns wide equals 236 equivalent lines at .259¢	$ 61.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date March 5, 19 79

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Arvilla DeWald

Subscribed and sworn to before me this 5th day of March 19 79

SEP 28 1979

Notary Public

My commission expires

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Date March 5

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BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory ba. and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective. March 6, 1979, to-wit:

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The above-described area containing approximately 366 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible natura which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annexation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S. Stier
Councilperson

Read tha third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckols, Stier

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfl on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

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CLERK

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Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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TOTAL AMOUNT OF CLAIM $ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems

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Number of insertions 2

Size of quad upon which type is cast 5 ½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date March 5, 19 79

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Subscribed and sworn to before me this 5th day of March 19 79

Arvilla DeWald

Harry [illegible]
Notary Public

My commission expires SEP 28 1979

Width of single column 9.9 ems

Number of insertions 2

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SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

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James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckois, Stiar

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

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Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

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WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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TOTAL AMOUNT OF CLAIM. $ 66.12

DATA FOR COMPUTING COST

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Number of insertions 2 Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date March 5, 19 79 Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Subscribed and sworn to before me this 5th day of March 19 79

V. E. Gerken

Notary Public

My commission expires September 28, 1979

TOTAL AMOUNT OF CLAIM.

DATA FOR COMPUTING COST

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PUBLISHER'S AFFIDAVIT

Indiana
County SS:

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..... NEWS-SENTINEL .....

..... DAILY .....

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town of.....

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mmission expires..... September

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BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annexation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckois, Stier

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wyane, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfi on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines	
Head	number of lines	
Body	number of lines	234
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	Total number of lines in notice	236

COMPUTION OF CHARGES

236 lines, 1 cents per line columns wide equals 236 equivalent lines at .259¢	$ 61.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date March 5, 19 79 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that he is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city FORT WAYNE, INDIANA of town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Subscribed and sworn to before me this 5th day of March 19 79

V. E. Gerken

Notary Public

My commission expires September 28, 1979

Width of single column 9.9 ems

Number of insertions 2

Notice is hereby given that on the 13th day of February, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-77-05-23 (AS AMENDED), X-01-79 Annexation Ordinance, to-wit:

BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

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SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckols, Stier

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wyane, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfi on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

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Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines	
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Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date March 5, 19 79 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

Subscribed and sworn to before me this 5th day of March 79

Notary Public

My commission expires September 28, 1979

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Number of insertions ..... 2 .....

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ANNEXATION ORDINANCE NO. X-01-79

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The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

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James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

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Date: 2-13-79

Charles W. Westerman
City Clerk

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Winfield C. Moses, Jr.
Presiding Officer

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CHARLES W WESTERMAN
CITY CLERK

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V. E. Gerken

Date March 5, 19 79 — Title CLERK

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State of Indiana
ALLEN County SS:

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2/26 & 3/5/79

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V. E. Gerken

Notary Public

My commission expires September 28, 1979

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SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density simi lar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckols, Stier

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wyane, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines	
Head	number of lines	
Body	number of lines	236
Tail	number of lines	2
	Total number of lines in notice	236

COMPUTION OF CHARGES

236 lines, 1 columns wide equals 236 equivalent lines at .2594 cents per line	$ 61.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date March 5, 19 79 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

V. E. Gerken

Subscribed and sworn to before me this 5th day of March 19 79

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines	
Head	number of lines	
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Tail	number of lines	2
	Total number of lines in notice	236

COMPUTION OF CHARGES

236 lines, 1 columns wide equals 236 equivalent lines at .259¢ cents per line	$ 61.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
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TOTAL AMOUNT OF CLAIM.	$ 66.12

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Date March 5, 19 79

Title CLERK

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State of Indiana
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2/26 & 3/5/79

V. E. Gerken

...bed and sworn to before me this 5th day of March 19 79

Harry Nowe
Notary Public

...mmission expires September 28, 1979

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...the Eastern College Athletic Conference
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to make the tournament. No.17 Ohio Stat
In first-round action in the East F
N.C., Friday, Iona, 23-5, meets Penn, 21-
plays St. John's, 18-10.
The second round of the East begins
ers. 21-8, going against Georgetown, 24-4
meeting Connecticut, 21-7, at Providenc
action will conclude in the East Sund
North Carolina, 23-5, facing the Iona Pe
22-7, drawing the Temple-St. John's win
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...standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by

...ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfi on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

Width of single column 9.9 ems

Notice is hereby given that on the 13th day of February, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-77-05-23 (AS AMENDED), X-01-79 Annexation Ordinance, to-wit:

BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thenca North along the East line of Lot #7 to the Northeast corner of said lot; thence West aiong the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly aiong said road right-of-way to the South right-of-way iine of Washington Center Road; thence East aiong said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North aiong the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East aiong the North property iine of Rodenbeck's 7th Addition to the East right-of-way tine of Rodenbeck Drive; thence North aiong said East right-of-way line 39 teet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East aiong the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South aiong the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction aiong the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acras.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include. services of the Office of the Mayor; Department of Finance; Redeveiopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and axisting City and City Utiiities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to axisting policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annexation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantiaiiy equivalent in standard and scope to the governmental and proprietary services furnished by the City to other araas of the City which have characteristics of topography, patterns of land utiiization and popuiation density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediataiy, or in a manner otherwise described herain, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantiaiiy equivaient in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utiiization and popuiation density simiiar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outiined in the fiscal pian for the area developed by the Department of Community Development and Planning, which pian is examined, approved and adopted by the Common Council prior to the passage of this ordinance.

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approvai by the Mayor, final pubiication and the required sixty (60) day remonstrance period, this ordinance shaii be in fuii force and effect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in fuii and on motion by Stier, seconded by Hinga, and duiy adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckols, Stier

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979.

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wyane, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a fuii, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duiy signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfi on file and on record in my office.

WITNESS my hand, and the official seai of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines	
Head	number of lines	
Body	number of lines	234
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	Total number of lines in notice	236

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236 lines, 1 columns wide equals 236 equivalent lines at .259¢ cents per line	$ 61.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date March 5, 19 79

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

V. E. Gerken

Subscribed and sworn to before me this 5th day of March 79

Notary Public

My commission expires September 28, 1979

Width of single column 9.9 ems

Number of insertions ..... 2 .....

Notice is hereby given that on the 13th day of February, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-77-05-23 (AS AMENDED), X-01-79 Annexation Ordinance, to-wit:

BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, to-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and existing City and City Utilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annexation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckols, Stier

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979

ATTEST: (SEAL)
Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wyane, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P.M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains on file and on record in my office

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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TOTAL AMOUNT OF CLAIM. $ 66.12

DATA FOR COMPUTING COST

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I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date March 5, 19 79 Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA and state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

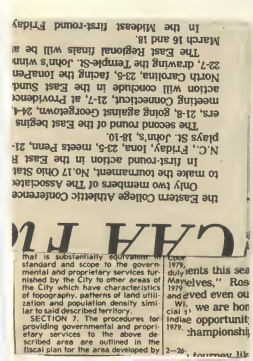
2/26 & 3/5/79

V. E. Gerken

Subscribed and sworn to before me this 5th day of March 19 79

Notary Public

My commission expires September 28, 1979



Notice is hereby given that on the th day of February, 1979, the Com- on Council of the City of Fort ayne, Indiana, in a Regular Ses- on did pass the following BILL NO. 77-05-23 (AS AMENDED), X-01-79 inexation Ordinance, to-wit:

BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO. X-01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 end annex- ing certain territory to the City of Fort Wayne, and including the same in Councilmanic Dis- trict No. 3, ettective March 6, 979.

E IT ORDAINED BY THE COM- ION COUNCIL OF THE CITY OF ORT WAYNE, INDIANA:

ECTION 1 That the following de- cribed territory be, and the same is ereby, annexed to and made a part f the corporation ot the City of Fort Veyne, Indiana, ettective, March 6, 979, to-wit:

Beginning at the intersection of the North right-ot-way line ot Interstate 69, and the West right-of-way line of the Penn- Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office ot the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thance West along the Northern proper- ty line of Lot #3 to the East property line of Lot #7 in Drey- er's Subdivision; thence North along the East line ot Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to tha South right-of-way line of Washington Center Road; thence East along said right-of- way line to a point on said right- ot-way formed by the projection of the West right-of-way line of Sharon Drive Southward to its intersection with the South right- of-way line of Washington Cen- ter Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line ot Rodenbeck Drive; thence North along said East right-of- way line 39 feet to the Northwest corner of Lot #117 in Roden- beck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Ad- dition; thanca South along the East line of said Addition to the North right-of-way line ot inter- state 69; thence in a Northeast- erly direction along the North right-of-way line of said Inter- state 69 to the point of begin- ning.

The above-described araa con- taining approximately 266 acres.

SECTION 2. The following ser- vices will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date ot annexation: po- lice protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an intagible nature which will be provided by the City of Fort Wayne to the above described annexed ter- ritory immediately upon the effec- tive date ot annexation include: services of the Office of the Mayor; Department of Financa; Redevelop- ment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and eil other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relei- vant state law and existing City and City Utilities policies. Street light- ing, street reconstruction, and park services, will be provided in confor- mance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory imme- diately upon annexation, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantialiy equiva- lent in standard and scope to the governmental and proprietary ser- vices furnished by the City to other areas of the City which have charac- teristics of topography, patterns of land utilization and population densi- ty similar to said described tarrito- ry.

SECTION 6. Governmental and proprietary services of the City ot Fort Wayne that are not to be pro- vided immediately, or in a manner otherwise described herein, will be provided to the above described area within e period of three (3) years of annexation in a menner that is substantially equiveient in standard and scope to the govern- mental and proprietary services tur- nished by the City to other areas of the City which have characteristics of topography, patterns ot lend utili- zation and population density simi- iar to said described territory.

SECTION 7. The procedures for providing governmental end propri- etary services to the above de- scribed eraa are outlined in the fiscal plan for the area developed by the Department of Community De- velopment and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage ot this ordinance

SECTION 8. Said annexed territo- ry shall be part of Councilmanic Dis- trict No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code ot the City of Fort Wayne, Indiana, 1974.

SECTION 9. Affer its passage, ap- proval by the Mayor, final publica- tion and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its pas- sage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunt- er, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckols, Stier

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Com- mon Council of the City of Fort Wayne, Indiana, as Annexation Or- dinance No. X-01-79 on the 13th day of February, 1979

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Wintield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wyane, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westarman
City Clerk

Approved and signed by me this 20th day ot February, 1979, at the hour of 3:00 o'clock P M. E S T.

Robert E. Armstrong
Mayor

I. Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a tuli, true and com- plete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by tha Mayor on the 20th day of February, 1979 and now remains onti on file and on record in my ottice.

WITNESS my hand, and the offi- cial seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

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Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines	
Head	number of lines	
Body	number of lines	234
Tail	number of lines	2
	Total number of lines in notice	236

COMPUTION OF CHARGES

236 lines, 1 cents per line columns wide equals 236 equivalent lines at .259¢	$ 61.12
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	5.00
TOTAL AMOUNT OF CLAIM.	$ 66.12

DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date March 5, 19 79

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that he is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

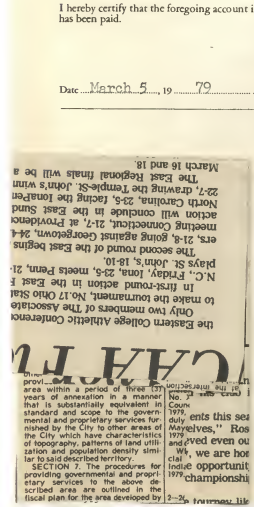
2/26 & 3/5/79

V. E. Gerken

Subscribed and sworn to before me this 5th day of March 19 79

Notary Public

My commission expires September 28, 1979



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Notice is hereby given that on the 13th day of February, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-77-05-23 (AS AMENDED), X-01-79 Annexation Ordinance, to-wit:

BILL NO. X-77-05-23 (AS AMENDED)

ANNEXATION ORDINANCE NO X 01-79

AN ORDINANCE AMENDING BILL NO. X-77-05-23 and annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 3, effective March 6, 1979.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, effective, March 6, 1979, fo-wit:

Beginning at the intersection of the North right-of-way line of Interstate 69, and the West right-of-way line of the Penn Central Railroad Company's right-of-way in the Southwest Quarter of Section 14, Township 31 North, Range 12 East; thence North along said West railroad right-of-way line to the North right-of-way line of Ludwig Road; thence West along said right-of-way line to the East line of Lot #4 in Dreyer's Subdivision as recorded in Plat Book 9, Page 61, in the Office of the Recorder of Allen County, Indiana; thence North along the East property line of said Lot #4 an #3 to the Northeast corner of Lot #3 in Dreyer's Subdivision; thence West along the Northern property line of Lot #3 to the East property line of Lot #7 in Dreyer's Subdivision; thence North along the East line of Lot #7 to the Northeast corner of said lot; thence West along the Northern property line of Lot #7 to the East right-of-way line of State Road #3; thence Southeasterly along said road right-of-way to the South right-of-way line of Washington Center Road; thence East along said right-of-way line to a point on said right-of-way formed by the projection of the West right-of way line of Sharon Drive Southward to its intersection with the South right-of-way line of Washington Center Road; thence North along the West right-of-way line of said Sharon Drive, to a point due West of the North property line of Rodenbeck's 7th Addition; thence East along the North property line of Rodenbeck's 7th Addition to the East right-of-way line of Rodenbeck Drive; thence North along said East right-of-way line 39 feet to the Northwest corner of Lot #117 in Rodenbeck's 7th Addition; thence East along the North property line of Lot #117 to the East property line of said Rodenbeck's 7th Addition; thence South along the East line of said Addition to the North right-of-way line of Interstate 69; thence in a Northeasterly direction along the North right-of-way line of said Interstate 69 to the point of beginning.

The above-described area containing approximately 266 acres.

SECTION 2. The following services will be provided by the City of Fort Wayne to the above-described annexed territory immediately upon the effective date of annexation: police protection, fire protection, emergency medical services, street and road maintenance, solid waste collection, and traffic engineering.

SECTION 3. Additional services of an infaglble nature which will be provided by the City of Fort Wayne to the above described annexed territory immediately upon the effective date of annexation include: services of the Office of the Mayor; Department of Finance; Redevelopment Commission; the Common Council; Community Development and Planning; Metropolitan Human Relations Commission and all other administrative branches of the City of Fort Wayne.

SECTION 4. That, upon petition to the Board of Public Works, City sewer, water and drainage shall be provided in accordance with relevant state law and exisfing City and City Ufilities policies. Street lighting, street reconstruction, and park services, will be provided in conformance to existing policies, relevant state laws and upon petition when applicable.

SECTION 5. All governmental and proprietary services of the City of Fort Wayne that are to be provided the above described territory immediately upon annexafion, as stated in this ordinance, will be furnished to the said described territory in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 6. Governmental and proprietary services of the City of Fort Wayne that are not to be provided immediately, or in a manner otherwise described herein, will be provided to the above described area within a period of three (3) years of annexation in a manner that is substantially equivalent in standard and scope to the governmental and proprietary services furnished by the City to other areas of the City which have characteristics of topography, patterns of land utilization and population density similar to said described territory.

SECTION 7. The procedures for providing governmental and proprietary services to the above described area are outlined in the fiscal plan for the area developed by the Department of Community Development and Planning, which plan is examined, approved and adopted by the Common Council prior to the passage of this ordinance

SECTION 8. Said annexed territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974

SECTION 9. After its passage, approval by the Mayor, final publication and the required sixty (60) day remonstrance period, this ordinance shall be in full force and effect on March 6, 1979.

James S. Stier
Councilperson

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven - Burns, Hinga, Hunter, Moses, D. Schmidt, V. Schmidt, Talarico

Nays: Two - Muckols, Stier

Date: 2-13-79

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-01-79 on the 13th day of February, 1979

ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wyane, Indiana, on the 14th day of February, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of February, 1979, at the hour of 3:00 o'clock P M. E.S.T.

Robert E. Armstrong
Mayor

I, Charles W Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-01-79 passed by the Common Council on the 13th day of February, 1979, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of February, 1979 and now remains onfi on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of February, 1979.

CHARLES W. WESTERMAN
CITY CLERK

2—26-3—5

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

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FORT WAYNE, INDIANA

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DATA FOR COMPUTING COST

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Number of insertions 2 Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date March 5, 19 79 Title CLERK

PUBLISHER'S AFFIDAVIT

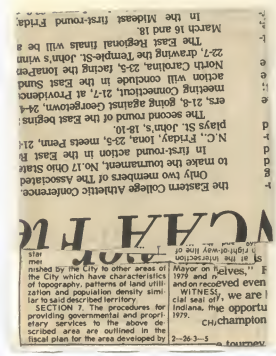
State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

2/26 & 3/5/79

V. E. Gerken

Subscribed and sworn to before me this 5th day of March 19 79

Notary Public

My commission expires September 28, 1979